

March 26, 2007
Seven o'clock P.M.
North Little Rock City Hall Council Chambers
300 Main Street
North Little Rock, Arkansas

The regular meeting of the North Little Rock City Council scheduled for Monday, March 26, 2007, was called to order at 7:00 p.m. by the honorable Mayor PATRICK HENRY HAYS. The roll having been called, and the following Aldermen answered to their names: NEIL BRYANT, DEBI ROSS, LINDA ROBINSON, OLEN THOMAS, CARY GAINES, JOHN PARKER, CHARLIE HIGHT and MURRY WITCHER, a quorum was declared (8/0). City Clerk Diane Whitbey and City Attorney C. Jason Carter were also present.

The invocation was given by Mayor Hays, followed by the pledge of allegiance to the flag which was also led by Mayor Hays.

On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the minutes of a regular council meeting, held on Monday, March 12, 2007, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the blanket motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, communications # 1, 2, 3, 4, 5, 6, 7, 8 and 9 were accepted and filed (8/0).

1. Jason Carter, City Attorney, letter to Eric Francis, *The Times*, and Griffin Smith, Jr., *Arkansas Democrat - Gazette*, re: Applicability of FOIA to meetings hosted by North Bluffs, LLC.
2. Sharon Tedford, Mayor's office memorandum re: *Change of Manager*, Restaurant Mixed Drink & Sunday Beverage - Applebee's Neighborhood Grill & Bar of Little Rock, 4333 North Warden Road, by Mark A. Roster.
3. Stacy Shilling, 736 West "B" Street, (via US Mail) letter to Mayor Hays re: concerns about making West "H" Street a School Zone for the safety of children attending Park Hill Elementary School.
4. Bob Sisson, Finance Director memorandum to Mayor and Council re: 12-31-05 Audit of the City of North Little Rock.
5. Ken Grunelwald letter to Sandra Taylor-Smith, re: Argenta Historic District (Boundary Increase II and Additional Documentation) approval by National Register of Historic Places (March 8, 2007).
6. Marr J. Hathaway, Manager, Overbrook Property Owner's Association to Harold L. Ford, Sanitation Director, thank you.
7. Bob Sisson, Finance Director memorandum to Mayor Hays re: Sales Tax Collections for 2007.
8. Mary E. Peters, Secretary of Transportation, letter to Mayor Hays re: Comair in the ongoing slot-exemption proceeding for air service between Ronald Reagan Washington National Airport (DCA) and any other airport within the 1,250 perimeter.

9. Pamela H. Patenaude, Assistant Secretary, US Department of Housing and Urban Development re: funding for community: Community Development Block Grant (CDBG) - \$781,072.00, HOME Investment Partnerships - \$369,393.00, American Dream Down-payment Initiative -0-, Housing Operations for Persons with AIDS and Emergency Shelter Grants -0-.

Mayor Hays announced the Special Call scheduled for 7:05 p.m., March 26, 2007.

March 23, 2007

Honorable Members of the City Council:

Re: Special Council Meeting

Dear Members of the City Council:

This is to advise that we have called a special Council meeting of the North Little Rock City Council for 7:05 p.m. on March 26, 2007, at City Hall, Council Chambers, North Little Rock, Arkansas. The following will be on the agenda:

- 1) A RESOLUTION APPOINTING MANOJ PATEL TO THE NORTH LITTLE ROCK ADVERTISING & PROMOTION COMMISSION; AND FOR OTHER PURPOSES.

Sponsored by: Mayor Patrick H. Hays

- 2) A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN INTERAGENCY SERVICE LEVEL AGREEMENT WITH INFORMATION NETWORK OF ARKANSAS; AND FOR OTHER PURPOSES.

Sponsored by: Mayor Patrick H. Hays

Respectfully submitted,

/s/ Patrick H. Hays

MAYOR PATRICK H. HAYS

The law requires that you be notified of the time, place and subject matter of any specially called Council meeting. This notice does not require any special written formalities or waivers on your behalf, unless you are notified within a 24-hour period prior to the special meeting.

It is requested that each of you sign the cover letter simply to indicate that you have been informed of the nature and time of the meeting. However, please be aware that your signature is not required unless a period of less than 24 hours remain before the designated time for the meeting and you have not previously received notice.

This will evidence that I have received this notice of a special Council meeting for 7:05 p.m., Monday, March 26, 2007, at City Hall, Council Chambers, North Little Rock, and waive time of notice.

/s/ Neil Bryant
NEIL BRYANT

/s/ Cary Gaines
CARY GAINES

/s/ Debi Ross
DEBI ROSS

/s/ John Parker
JOHN PARKER

/s/ Olen Thomas
OLEN THOMAS

/s/ Murry Witcher
MURRY WITCHER

/s/ Linda Robinson
LINDA ROBINSON

/s/ Charlie Hight
CHARLIE HIGHT

SPECIAL CALL 1) RESOLUTION NO. 7070 - MAYOR HAYS)

A RESOLUTION APPOINTING MANOJ PATEL TO THE NORTH LITTLE ROCK
ADVERTISING AND PROMOTION COMMISSION; AND FOR OTHER PURPOSES,

was read. A motion to adopt was made by Alderman Witcher and seconded by Alderman Bryant. On the motion of Alderman Witcher and seconded by Alderman Hight, the resolution was amended as follows:: *to attach the personal information sheet* (8/0). On the motion of Alderman Witcher and seconded by Alderman Gaines, and by consent of all members present, the resolution was unanimously adopted as amended (8/0).

SPECIAL CALL 2) RESOLUTION NO. 7071 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER
INTO AN INTERAGENCY LEVEL AGREEMENT WITH INFORMATION
NETWORK OF ARKANSAS; AND FOR OTHER PURPOSES,

was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Ross. Mr. Bob Sisson, Finance Director advised the city sought bids for a provider who could collect a variety of payments for the City of North Little Rock electronically. This would allow customers to pay with a credit card or debit card. Information Network of Arkansas is a State Agency, created by the State Legislature and would charge a fee of 2.5% of the total bill for the first year. On a bill of \$100.00 the fee would be \$2.50. Alderwoman Ross and Alderman Bryant agreed this was a reasonable fee. Mayor Hays wanted to insure customers know their options (i.e. cash, check, money order, or credit/debit card) when paying the city. Alderman Parker said businesses are accustomed to charges associated with conducting business and said Pulaski County was an example. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0).

Mayor Hays reconvened a public hearing re: O-07-13, related to a residential parking permit program for certain areas of downtown North Little Rock. Mr. Scott Miller referenced a new map to be offered for amendment. Mr. Don Chambers spoke for the ordinance. There being no one else wishing to be heard, Mayor Hays adjourned the public hearing at 7:20 p.m. and without objection, the legislation was called.

O-07-13 (ORDINANCE NO. 7918 - MAYOR HAYS)

AN ORDINANCE ESTABLISHING AND IMPLEMENTING A RESIDENTIAL PARKING PERMIT PROGRAM FOR CERTAIN AREAS IN DOWNTOWN NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES,

was read two times, February 26, 2007, and amended. A public hearing was held March 12, 2007, and recessed until this date. The ordinance was read a third and final time. A motion to adopt was made by Alderman Witcher and seconded by Alderman Hight. On the motion of Alderman Bryant and seconded by Alderman Witcher, and by consent of all members present, the ordinance was amended as follows:: *Insert new Section 2 and renumber old sections 2 - 6 as 3 - 7 respectively.* SECTION 2: THAT NO VEHICLE IS PERMITTED TO PARK IN THE ARGENTA RESTRICTED PARKING DISTRICT UNLESS IT PROPERLY DISPLAYS A PERMIT OR PLACARD., *and insert underlined language in Section 3: Sufficient signage AND MARKINGS shall be installed; and, substitute map (Exhibit "A") submitted this date (8/0).* On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the ordinance was unanimously adopted as amended (8/0). Emergency clause unanimously adopted (8/0).

O-07-17 (ORDINANCE NO. 7919 - MAYOR HAYS)

AN ORDINANCE AMENDING THE NORTH LITTLE ROCK MUNICIPAL CODE RELATED TO PARKING; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES,

was read one time, March 12, 2007, was read a second time. Mr. Carter advised this legislation would reorganize the Municipal Code related to Illegal Parking (*fire lane, wrong side of roadway, loading zones, etc*). The fines generally would increase from \$15.00 to \$35.00, handicapped parking would increase to conform with state law. Fire zones would also increase based on the number of violations. On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the ordinance was amended as follows:: *Section 2., strike through area, and insert DISTRICT, and Section 3., strike through permit on the applicable vehicle, and replace with PLACARD (8/0).* On the motion of Alderman Witcher and seconded by Alderman Hight, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted as amended (8/0). Emergency clause unanimously adopted (8/0).

Mayor Hays convened a hearing re: O-07-14, the Master Street Plan (2007) and advised he had talked with Alderman Parker pertaining to a collector street between West Scenic Drive and West Pershing Boulevard, in the Scenic Hill area. Mr. Robert Voyles, Planning Director briefly discussed the plan. There being no one wishing to be heard, Mayor Hays adjourned the public hearing at 7:35 p.m., and without objection the legislation was called.

O-07-14

AN ORDINANCE ADOPTING A MASTER STREET PLAN AND MAPS FOR THE CITY OF NORTH LITTLE ROCK; REPLACING THE PREVIOUS MASTER STREET PLAN; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time February 26, 2007, and read a second time, March 12, 2007. A public hearing was held this date. The ordinance was read a third and final time. A motion to adopt was made by Alderman Bryant and seconded by Alderwoman Robinson. On the motion of Alderman Bryant and seconded by Alderman Witcher, and by consent of all members present, the ordinance was amended as follows:: *to acknowledge an ALIGNMENT CHANGE see map submitted this date* (which was briefly reviewed by Mr. Voyles) (8/0). Alderman Witcher advised Conway Mayor Tab Townsell had invited the North Little Rock Council members to Conway to see how their new roundabout is working. The ordinance was then held by the sponsor, Mayor Hays.

Mayor Hays convened a public hearing re: R-07-38, to reallocate funds designated for the PAL (Police Athletic League) Program. Ms. Mary Beth Bowman, Director of Community Development advised the PAL Director had requested amending the annual action plan from repairing drains, dugouts and fences, *to* purchasing a mower and repairing dugouts. There being no one present, wishing to be heard, Mayor Hays adjourned the public hearing at 7:40 p.m., and without objection, the legislation was called.

R-07-38 (RESOLUTION NO. 7072 - MAYOR HAYS)

A RESOLUTION AMENDING THE 2005 ANNUAL ACTION PLAN TO CHANGE THE SCOPE OF SERVICES OF THE 2005 PAL (*Police Athletic League*) PROGRAM PROJECT IN REGARD TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Bryant, and by consent of all members present, the resolution was unanimously adopted (8/0).

UNFINISHED BUSINESS

R-07-32 (RESOLUTION NO. 7073 - ALDERMEN PARKER AND GAINES)

A RESOLUTION URGING WAL-MART STORES TO KEEP ITS STORE IN LEVY OPEN; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gaines and seconded by Alderman Parker, and by consent of all members present, the resolution was unanimously adopted (8/0). Mayor Hays has talked with Wal-Mart representatives, again about the Levy location. Alderman Parker said the Levy Wal-Mart was the seventh Wal-Mart store built.

R-07-33 (RESOLUTION NO. 7074 - ALDERMEN ROBINSON, THOMAS, PARKER, GAINES AND ROSS)

A RESOLUTION DIRECTING THE DIRECTOR OF NORTH LITTLE ROCK'S COMMERCE DEPARTMENT TO ESTABLISH A PROCESS FOR PROCURING BIDS ON HEALTH INSURANCE BENEFITS FOR UNIFORM AND NON-UNIFORM EMPLOYEES OF THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Gaines and seconded by Alderwoman Robinson. Alderman Gaines said the workers should have more input in

the process of choosing Employee Health Insurance. Alderwoman Robinson said she has been contacted by two employees who are interested in serving on the committee. Alderman Bryant said employees could be better selected by their department heads. Alderman Hight agreed. Alderwoman Robinson said if a Department Head made the selection, the council still would not know the employee. Alderman Witcher said he would like to know the background of the employee the council selects. Mayor Hays advised neither he nor Mr. Bob Sisson, Finance Director receive lifetime insurance benefits from the Arkansas Municipal League. This is not the case, nor has it ever been. Any city employee who reaches the age of 55 and has 20 years of service upon retirement from the city can opt to keep their insurance if they pay the premiums. Alderman Parker wants what best represents all of the employees. He agreed with letting department heads recommend employee(s), but would support Alderman Gaines proposed amendment. Alderman Witcher made a motion to amend Alderman Gaines motion, which Mayor Hays ruled out of order. On the motion of Alderman Gaines, and seconded by Alderwoman Robinson, and by consent of all members present, with the exception of Aldermen Bryant, Hight and Witcher, who voted no, the resolution was amended as follows:: *substitute Alderman Gaines copy provided this date - establishing members, 1 - Finance, 1 - Personnel, 1 - Legal, 1- Fire (uniformed), 1 - Police (uniformed), 1 - Non-uniformed (5/3).* Alderwoman Robinson said interested employees can provide a personal information sheet. On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, with the exception of Alderman Thomas, who voted no, the amended resolution was amended as follows:: *(Section 1: f) add) THE CITY COUNCIL WILL INTERVIEW INTERESTED NON-UNIFORMED EMPLOYEES, AND MAKE A SELECTION (7/1).* On the motion of Alderman Witcher and seconded by Alderman Gaines, and by consent of all members present, with the exception of Alderman Thomas who voted, no, the resolution was adopted as amended (7/1). Mayor Hays asked Mr. Carter to file a resolution for the next council meeting, containing a blank to insert the name of the council's choice.

O-07-05 (ORDINANCE NO. 7920 - ALDERWOMAN ROBINSON)

AN ORDINANCE AMENDING ORDINANCE NO. 6768 TO ESTABLISH NEW BOUNDARIES FOR THE ARGENTA HISTORIC DISTRICT; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read two times January 22, 2007, and a public hearing was reconvened that date. The ordinance was read a third and final time. Alderwoman Robinson advised paperwork had been received pertaining to this (*see communication #5*). On the motion of Alderwoman Robinson and seconded by Alderman Bryant, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-07-11

AN ORDINANCE AMENDING ORDINANCE NO. 7888, THE 2007 BUSINESS LICENSE SCHEDULE (Class 171 Pawnbrokers); DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time, February 12, 2007, was read a second time March 12, 2007, was called and held at the request of the sponsor, Alderman

Gaines. Mayor Hays said he has talked with Mr. Jerry Reagan, Internal Auditor/Revenue Officer regarding certain inequities in the fee schedule.

O-07-12

AN ORDINANCE AMENDING THE MASTER STREET PLAN ORDINANCE (NO. 7178) ADDING BAY OAKS DRIVE AS A COLLECTOR STREET BETWEEN WEST SCENIC DRIVE AND WEST PERSHING BOULEVARD; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time February 12, 2007, was read a second time and held by the sponsor, Alderman Parker. Alderman Parker said this legislation has created controversy. The intent was to provide a relief for traffic for residents of Scenic Hill and provide better access to and from Pershing. The aldermen asked if the city could provide a cost analysis for the proposed collector street by the next council meeting. Mayor Hays mentioned a traffic light at the Tech Drive.

NEW BUSINESS

R-07-34 (RESOLUTION NO. 7075 - ALDERMEN PARKER AND GAINES) A RESOLUTION ACCEPTING THE LOW BID AND AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH GENE SUMMERS CONSTRUCTION CO., MAUMELLE, AR, FOR STREET, DRAINAGE AND SIDEWALK IMPROVEMENTS, MARION STREET - 44TH STREET TO 47TH STREET, IN THE AMOUNT OF \$228,998.65, 31ST YEAR (2005) CDBG PROGRAM; AND FOR OTHER PURPOSES, was read. Alderman Parker advised this money is being spent in the heart of the old Levy District. On the motion of Alderman Gaines and seconded by Alderman Parker, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-07-35

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH THE ARKANSAS TRAVELERS TO MANAGE AND LEASE DICKEY-STEPHENS BASEBALL STADIUM; AND FOR OTHER PURPOSES, was called and held by the sponsor, Mayor Hays. Mr. Carter is working on the agreement.

R-07-36 (RESOLUTION NO. 7076 - MAYOR HAYS)

A RESOLUTION ACCEPTING THE LOW BID OF INSURANCE CENTER, INC., FOR PROPERTY INSURANCE FOR DICKEY-STEPHENS PARK; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Thomas and seconded by Alderman Gaines. Alderwoman Ross asked if this covered the building only. Mr. Joe Smith, Purchasing Director advised it also covers contents which also belong to the city (i.e. ice machines, concession stands, furniture). The Travelers will have insurance to cover their baseball equipment, computers, etc. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0).

R-07-37 (RESOLUTION NO. 7077 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A DEVELOPMENT AGREEMENT WITH DARRYL V. TALLEY, SR (118 East 19th Street).; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Bryant and seconded by Alderwoman Robinson, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-07-38, called earlier in meeting (see above).

R-07-39 (RESOLUTION NO. 7078 - ALDERMEN BRYANT AND ROSS)

A RESOLUTION REAPPOINTING RONALD QUILLIN TO THE NORTH LITTLE ROCK CIVIL SERVICE COMMISSION; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Bryant, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-07-40

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 724 AND 726 WEST 23RD STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES, PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE; AND FOR OTHER PURPOSES, was called and held at the request of the sponsor, Mayor Hays (*owner: Dennis Chudy*).

R-07-41 (RESOLUTION NO. 7079 - ALDERMEN GAINES, PARKER AND MAYOR HAYS)

A RESOLUTION RECOGNIZING AMBOY COMMUNITY FOOD PANTRY FOR ITS CONTRIBUTIONS TO THE RESIDENTS OF THE CITY OF NORTH LITTLE ROCK; AND FOR OTHER PURPOSES, was read. Mayor Hays and Alderman Parker were added as sponsors. Mayor Hays said the volunteers for the Amboy Community Food Pantry feed approximately 35,000 people each year. On the motion of Alderman Gaines and seconded by Alderwoman Ross, and by consent of all members present, the resolution was unanimously adopted (8/0).

O-07-18 (ORDINANCE NO. 7921 - MAYOR HAYS)

AN ORDINANCE ESTABLISHING JOB CLASSIFICATIONS AND NUMBERS OF EMPLOYEES FOR EACH DEPARTMENT OF THE CITY GOVERNMENT OF NORTH LITTLE ROCK FOR THE YEAR 2007; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Witcher and seconded by Alderwoman Robinson, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Witcher and seconded by Alderwoman Robinson, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Mr. Bob Sisson, Finance Director reviewed the changes which were either highlighted in yellow or a strike-through mark. Mayor Hays briefly reviewed Electric rate multipliers and

referenced the Hydro Electric Plant. On the motion of Alderman Hight and seconded by Alderman Gaines, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-07-19 (ORDINANCE NO. 7922 - MAYOR HAYS)

AN ORDINANCE WAIVING FORMAL BIDDING REQUIREMENTS FOR REDESIGN OF THE WEB SITE FOR THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Gaines, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Parker and seconded by Alderman Gaines, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Mr. Jerry Reagan advised Aristotle has been the city's providers and this is a reasonable rate. Alderman Witcher said he and Ms. Whitbey have discussed placing council agenda items and attachments on the website and making agenda items available to council members via electronic data, Planning Commission items would be included as well. Mr. Reagan said this would not be a problem. On the motion of Alderman Hight and seconded by Alderman Witcher, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0). Mayor Hays said the city is also working with Aristotle to utilize the new ball park as wireless connector site.

O-07-20 (ORDINANCE NO. 7923 - MAYOR HAYS)

AN ORDINANCE AUTHORIZING EXEMPTION FROM ARKANSAS CODE ANNOTATED § 8-14-104, THE SHIELDED OUTDOOR LIGHTING ACT OF 2006; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Parker, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Parker and seconded by Alderman Hight, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Mayor Hays advised the Arkansas Legislature had adopted this legislation. An opportunity to opt out was included due to the expense of shielded lighting. On the motion of Alderman Parker and seconded by Alderman Gaines, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-07-21 (ORDINANCE NO. 7924 - MAYOR HAYS)

AN ORDINANCE ACCEPTING THE ANNEXATION OF LANDS COMMONLY DESCRIBED AS LANDS TO BE TITLED THE "HARRIS INDUSTRIAL ANNEXATION" TO THE CITY OF NORTH LITTLE ROCK, ARKANSAS, AND MAKING HARRIS INDUSTRIAL ANNEXATION A PART OF THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Witcher and seconded by Alderwoman Robinson, and by consent of all members present the rules were suspended

and the ordinance was placed on its second reading (8/0). On the motion of Alderman Hight and seconded by Alderman Parker, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. A public hearing was not required as the proposed Petition for Annexation went through Pulaski County. Mr. Robert Voyles, Planning Director reviewed the proposed annexation area. On the motion of Alderman Hight and seconded by Alderman Parker, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-07-22 (ORDINANCE NO. 7925 - MAYOR HAYS, ALDERMEN GAINES AND PARKER)

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT THE SOUTH SIDE OF ROWLETT AND APPROXIMATELY 800 FEET FROM COUNTS MASSIE ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM I-2 TO C-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Parker and seconded by Alderman Gaines, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading, and Alderman Parker was added as a sponsor (8/0). On the motion of Alderman Parker and seconded by Alderman Gaines, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0). (*applicant: Marty Martin*)

O-07-23 (ORDINANCE NO. 7926 - MAYOR HAYS, ALDERMEN GAINES AND PARKER)

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT THE NORTHEAST CORNER OF DAIRY LANE AND COUNTS MASSIE ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM I-2 TO C-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read and Alderman Parker was added as a sponsor. On the motion of Alderman Gaines and seconded by Alderman Parker, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Gaines and seconded by Alderman Parker, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Mayor Hays acknowledge Mr. Sam Hilburn, Attorney at Law, who was present with the applicant. On the motion of Alderman Parker and seconded by Alderwoman Robinson, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0). (*applicant: Marty Martin*)

O-07-24 (ORDINANCE NO. 7927 - MAYOR HAYS, ALDERMEN GAINES AND PARKER)

AN ORDINANCE RECLASSIFYING CERTAIN PROPERTY LOCATED AT THE NORTHWEST CORNER OF MAUMELLE BOULEVARD AND COUNTS MASSIE ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS FROM I-2 TO C-3 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; ADOPTING AN AMENDED LAND USE PLAN FOR THE SUBJECT PROPERTY; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read and Alderman Parker was added as a sponsor. On

the motion of Alderman Gaines and seconded by Alderman Witcher, and by consent of all member present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Parker and seconded by Alderman Gaines, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0). (*applicant: Marty Martin*)

O-07-25

AN ORDINANCE ALLOWING A FREE STANDING SIGN IN THE MAIN STREET OVERLAY DISTRICT FOR CERTAIN REAL PROPERTY LOCATED AT 521 MAIN STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of

Alderwoman Robinson and seconded by Alderman Thomas, and by consent of all members present, with the exception of Alderman Witcher, who voted no, the rules were suspended and the ordinance was placed on its second reading (7/1). On the motion of Alderwoman Robinson, and seconded by Alderman Gaines, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Alderwoman Ross asked if the request was to allow a piece of art or a sign. Mr. Voyles advised the Planning Commission Design Review Committee reviewed the proposal which is for a sculpture of a sailfish in front of a new seafood restaurant. Mr. John Gaudin, the applicant said it was also approved by the Historic District Commission. Alderman Bryant said the council just finished the process of approving changes to the Argenta Historic District, now a request is being made for a "fish on a stick". Mr. Gaudin said the main concern was to maintain the historic value of the property, and in order to comply with that request is why this request was being made. Alderwoman Ross said approving this request would open the door for others. Alderman Parker said had the fish on a stick been placed at the location, it would have had a historical value. Alderman Hight said he recently visited with Mr. Gaudin who discussed his vision for the downtown area and encouraged everyone to support this request. Alderman Bryant asked if the fish could be attached to the building. Mayor Hays said he would support this request, but might not support something else at this location. Mr. Carter reviewed options. The legislation was then held by the sponsor, Alderwoman Robinson (*applicant: John Gaudin*)

O-07-26 (ORDINANCE NO. 7928 - ALDERWOMAN ROSS)

AN ORDINANCE TO RECLASSIFY CERTAIN PROPERTY LOCATED AT 4615 ORANGE STREET IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM THE PRESENT C-2 TO R-1 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS, DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gaines and seconded by Alderwoman Ross, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Gaines and seconded by Alderwoman Ross, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-07-27 (ORDINANCE NO. 7929 - ALDERMAN THOMAS)

AN ORDINANCE ALLOWING A SPECIAL USE FOR STORAGE OF CONTRACTOR EQUIPMENT IN A C-2 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 4210 EAST BROADWAY IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Thomas and seconded by Alderwoman Robinson, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). On the motion of Alderman Thomas and seconded by Alderwoman Ross, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The ordinance was read a third and final time. Alderwoman Robinson asked if the building would be used for storage or torn down. The applicant, Mr. Hum said the building would not be used for storage at this time, or torn down. He advised they may use it for storage later for their hardware store. Alderwoman Robinson said she had concerns regarding using the building for storage. On the motion of Alderman Thomas and seconded by Alderwoman Robinson, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0). (*applicant: Bruce Hum*)

PUBLIC COMMENTS-----

Alderwoman Robinson advised the Ward 2 meeting held last Tuesday was a success. A second Ward 2 meeting will be held tomorrow, March 26, 2007, residents of the area were invited to attend. Alderman Gaines spoke regarding the resolution for an employee insurance committee. Alderman Parker encouraged people to report littering by calling 1-866-811-1222. Ms. Whitbey advised the citywide cleanup will be held May 6, 2007 and people should contact Margaret Powell if they are interested in participating. Alderman Parker asked for trash cans to be installed in various locations around the city and encouraged people not to litter. Alderman Hight asked if signage could be placed on the River Trail to direct people to the portable toilets which have been installed. Alderman Hight thanked the water company for recent repairs. The next council meeting is April 9, 2007. Mayor Hays said there will be an open house at Dickey-Stephens Ball Park on April 3, 2007. Thursday, March 29, 2007, the North Little Rock Chamber of

Commerce is hosting a Mix and Mingle at the ballpark. Mayor Hays asked Mr. Bob Rhoads, Parks Director to check signage which is outdated along the trail. Mr. James Ard commended Alderwoman Robinson on the Ward 2 meeting. Mr. Ard observed a city vehicle speeding recently in a work zone on the interstate.

There being no further business to come before the Council, and on the motion of Alderman Gaines and seconded by Alderwoman Robinson, and by agreement of all members present, the meeting adjourned at 9:25 p.m. (8/0), until the next regularly scheduled meeting to be held on Monday, April 9, 2007, at seven o'clock p.m. in the City Council Chambers in City Hall, located at 300 Main Street, North Little Rock, Arkansas.

APPROVED: MAYOR PATRICK HENRY HAYS

ATTEST: DIANE WHITBEY, CITY CLERK